

Message Text

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42

ACTION EB-03

INFO OCT-01 ISO-00 ARA-08 SS-14 SP-02 L-01 INR-05 SSO-00

INRE-00 /034 W

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O 081625Z APR 75

FM AMEMBASSY LIMA

TO SECSTATE WASHDC IMMEDIATE 4630

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STADIS//////////

LIMDIS

FOR EB/TT/AV- STYLES

EO 11652: GDS

TAGS: CIVAIR- DISPUTE WITH PERU - THIRD BRANIFF/

AEROPERU MEETING

REF: LIMA 2721

1. ON APRIL 4, AMBASSADOR SENT LETTER TO FOREIGN MINISTER TO INFORM HIM OF PROGRESS OF AIRLINE LALKS. COPIES ALSO SENT TO RIME MINISTER, AIR MINISTER GILARDI, AND DGTA BERCKEMEYER. LETTER NOTED THAT BRANIFF COULD NOT ACCEPT AEROPERU'S 24 FLIGHT PER WEEK PROPOSAL AND THAT BRANIFF HAD COUNTERPROPOSED ARRANGEMENT BASED ON AEROPERU'S FEBRUARY 17 PROPOSAL. LETTER NOTED THAT TWO SIDES THUS SEEMED VERY CLOSE TO AGREEMENT EXCEPT FOR THREE POINTS ESSENTIAL TO BRANIFF:

- A. EXCLUSION OF STOPOVER TRAFFIC;
- B. CONTINUATION OF SERVICE VIA LIMA TO BRAZIL; AND
- C. THREE YEAR OPERATING PERMIT.

EMBASSY/BRANIFF PLAN WAS TO GIVE GOP DAY TO CONSIDER THIS LETTER AND HOPEFULLY PUT PRESSURE ON AEROPERU.

HOWEVER, WHEN SOUTH TELEPHONED SOTO MORNING APRIL 7
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TO SUGGEST MEETING ON TUESDAY, APRIL 8 SOTO UNEXPECTEDLY

ANNOUNCED THIS WOULD BE IMPOSSIBLE AS HE AND HIS TEAM HAD TO GO TO CARACAS THAT DAY. MEETING WAS THEREFORE SCHEDULED FOR AFTERNOON APRIL 7.

2. APRIL 7 MEETING WAS VERY SHORT. SOUTH SAID BRANIFF HAD SUTDIED AEROPERU 24 FLIGHT PROPOSAL OVER WEEKEND BUT FOUND IT UNECONOMIC AND THEREFORE UNACCEPTABLE. BRANIFF HAD THEREFORE ELABORATED DETAILED, WRITTEN PROPOSAL BASED ON AEROPERU'S OFFICIAL (SIC) PROPOSAL OF APRIL 7. SOUTH GAVE SOTO COPIES. SOTO READ PROPOSAL CAREFULLY, SAID HE WOULD HAVE TO STUDY IT, AND SCHEDULED NEXT MEETING FOR MORNING OF FOLLOWING DAY.

3. IN POST MORTEM WHICH FOLLOWED, SOUTH SAID HE HAD REACHED CONCLUDSION THAT AEROPERU MUST BE GIVEN DEADLINE OF NOON ON WEDNESDAY TO MAKE UP ITS MIND. HE SAID THAT DE MURIAS AND HILL HAD TALKED TO THE "WHITE HOUSE" END OF LAST WEEK AND HAD FOUND AGREEMENT FOR TAKING PART 213 ACTION "IMMEDIATELY" IF SETTLEMENT NOT REACHED. SOUTH SAID SOTO'S PERFORMANCE IN SCHEDULING MEETING IN CARACAS IN MIDST OF TALKS WITH BRANIFF STRENGTHENED HIS OPINION. SOUTH GRANTED THAT SOTO'S AGREEMENT TO SUTDY PROPOSAL, RATHER THAN REJECTING IT OUT OF HAND, AT LEAST INDICATED THAT AEROPERU IS NOW UNDER FURTHER PRESSURE FROM GOP. SOUTH SPECULATED THAT AEROPERU COULD RETURN ON APRIL 8 WITH ANY ONE OF THREE POSITIONS: ACCEPTANCE, REJECTION, OR TEMPORIZING WITH REQUEST FOR MORE TIME TO STUDY AND SUGGESTION THAT WO SIDES MEET AGAIN IN SOME DAYS. SOUTH SAID NEITHER OF LATTER TWO POSITIONS WOULD BE ACCEPTABLE TO BRANIFF AND WOULD CAUSE IT TO PRESS FOR IMMEDIATE PART 213 ACTION.

4. COMMENT:WE WOULD AGREE THT WITH THIS PROPOSAL, BRANIFF HAS COME TO END OF THE LINE. IF IT IS REJECTED, WE THINK NEXT STEP WILL PROBABLY HAVE TO BE RESUMPTION OF GOVERNMENT LEVEL NEGOTIATIONS. WITH RESPECT TO PART 213 ACTION, WHILE WE UNDERSTAND AND ARE SYMPATHETIC WITH BRANIFF'S IMPATIENCE, WE THINK THE MATTER WARRANTS SOME FURTHER THOUGHT. COINCIDENTALLY, THE AMBASSADOR HAS MEETING SCHEDULED WITH FOREIGN MINISTER FOR MORNING APRIL 8
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ON ANOTHER SUBJECT. THIS WILL AFFORD OPPORTUNITY TO DISCUSS CIVAIR PROBLEM AND PERHAPS PROVIDE FURTHER INSIGHT.
DEAN

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Message Attributes

Automatic Decaptoning: Z
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DISPUTES, AIRLINES, AIR ROUTE APPLICATIONS, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 08 APR 1975
Decapton Date: 28 MAY 2004
Decapton Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GolinoFR
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975LIMA02827
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D750121-1096
From: LIMA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750472/aaaacnss.tel
Line Count: 110
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: CONFIDENTIAL
Original Handling Restrictions: STADIS
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: STADIS
Reference: 75 LIMA 2721
Review Action: RELEASED, APPROVED
Review Authority: GolinoFR
Review Comment: n/a
Review Content Flags:
Review Date: 11 SEP 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <11 SEP 2003 by CunninFX>; APPROVED <20 OCT 2003 by GolinoFR>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVILAIR DISPUTE WITH PERU
TAGS: EAIR, PE, BRANIFF, AEROPERU
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006